

1 BARRY J. PORTMAN
2 Federal Public Defender
3 RONALD C. TYLER
4 Assistant Federal Public Defender
5 450 Golden Gate Avenue
6 19 th Floor, Box 36106
7 San Francisco, CA 94102
8 Telephone: (415) 436-7700

9 Counsel for Defendant DUARTE

10
11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

13
14 UNITED STATES OF AMERICA,) No. CR 07-00569 MAG (EDL)
15 Plaintiff,)
16 v.) **STIPULATION TO CONTINUE
17 RICHARD ANTHONY DUARTE,) HEARING; [PROPOSED] ORDER**
18 Defendant.)
19
20

21 Defendant and the government, through their respective counsel, hereby stipulate that,
22 subject to the court's approval, the sentence hearing in the above-captioned matter, presently
23 scheduled for January 28, 2008, be continued to March 18, 2008, at 10:30 a.m. The reason for the
24 continuance is that the defendant, Mr. Duarte, had school commitments during the month of
25 December and needed to reschedule the presentence interview. Therefore, additional time is
26 necessary to complete the presentence report.

27 //

28 //

29 //

30 //

31 STIPULATION TO CONTINUE
32 HEARING U.S. v. Richard Anthony Duarte
33 No. CR 07-00569 MAG (EDL)

1 All parties are available on the requested date.

2 IT IS SO STIPULATED.

3

4 Dated: January 14, 2008

/S/
RONALD C. TYLER
Assistant Federal Public Defender

5

6 Dated: January 14, 2008

/S/
WENDY M. THOMAS
Assistant United States Attorney

7

8

9 **[PROPOSED] ORDER**

10 GOOD CAUSE APPEARING, it is hereby ORDERED that the sentencing hearing in the
11 aforementioned matter currently set for January 28, 2008 shall be continued to March 18, 2008,
12 at 10:30 a.m.

13 **IT IS SO ORDERED.**

14

15

Dated: _____

16 HONORABLE ELIZABETH D. LAPORTE
17 UNITED STATES MAGISTRATE JUDGE

18

19

20

21

22

23

24

25

26